



RESPONSE UNDER 37 C.F.R. 1.116 -  
EXPEDITED PROCEDURE - EXAMINING GROUP 1771

Attorney's Docket No. 8675-5

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Harris et al.  
Appl. No.: 09/404,245  
Filed: September 22, 1999  
For: SPLITTABLE MULTICOMPONENT  
ELASTOMERIC FIBERS

Confirmation No.: 8210  
Group No.: 1771  
Examiner: J. Befumo

RECEIVED  
MAY 20 2003  
TC 1700

May 15, 2003

Mail Stop CPA  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of 4 months to respond to the Notice of Appeal dated November 15, 2002. A continued prosecution application (CPA) is being filed concurrently herewith claiming the benefit of the filing date of this application under 35 USC § 120. A copy of this response and petition is being filed with the papers constituting the filing of the separately filed 37 CFR 1.53(d) application.

2. Applicant is ☒ a small entity; ☐ other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$410.00	\$205.00
<input type="checkbox"/> three months	\$930.00	\$465.00
<input checked="" type="checkbox"/> four months	\$1,450.00	\$725.00
<input type="checkbox"/> five months*	\$1,970.00	\$985.00

\*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☒ A check in the amount of \$725.00 is enclosed.

☐ Charge Deposit Account No. 16-0605 for the extension fee.

☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

Melissa B. Pendleton  
Registration No. 35,459

Customer No. 00826  
ALSTON & BIRD LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Charlotte Office (704) 444-1000  
Fax Charlotte Office (704) 444-1111

"Express Mail" mailing label number EL910298265US  
Date of Deposit May 15, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop CPA, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

  
Grace R. Rippey

05/19/2003 NMOHAMM1.00000047 09404245

04 FC:2254

725.00 OP